

***Re: Request for Stay Pending Appeal of the 2016 Massachusetts Small Municipal Separate Storm Sewer System (MS4) General Permit***

Dear Administrator Szaro:

We are writing you on behalf of the Massachusetts Coalition for Water Resources Stewardship, Inc. (“Coalition”) and the City of Lowell to request that Region 1 of the Environmental Protection Agency (the “Region” or “EPA”) stay the effective date of its 2016 Massachusetts MS4 Permit, 81 Fed. Reg. 21,862 (April 13, 2016) (the “MS4 Permit”), pending resolution of the ongoing appeal in the United States Court of Appeals for the D.C. Circuit. As demonstrated below, the Region has ample authority and justification to grant an administrative stay pending judicial review under 5 U.S.C. § 705.